

House Research Act Summary

CHAPTER: 54

SESSION: 2015 Regular Session

TOPIC: DOLI/Construction codes and licensing housekeeping bill

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Article 1

Construction Codes and Licensing

Section

- 1** **License required.** Specifies that a well contractors' license or registration is not required if a licensed plumber is repairing submersible pumps or water pipes associated with well water systems if the repair location is in an area where there is not a registered or licensed contractor within 50 miles and the licensed plumber complies with all relevant sections of the plumbing code.
- 2** **Licensing orders; grounds; reapplication.** Adds a person acting as a qualifying person for the purpose of permitting, licensure, registration, or a certificate to those subject to enforcement.
- 3** **Bond requirements.** Specifies that all bonds must be in the form of corporate surety bonds based on the faithful and lawful performance of all work contracted for. Bonds must be filed with the commissioner as provided for by the commissioner and are in lieu of all other license bonds to any other political subdivision. Bonds must be written by a corporate surety licensed to do business in Minnesota. The penal sum of the bond is cumulative and is to be aggregated every two years.
- 4** **Availability of renewal.** Provides exemptions to license renewal by cross reference.
- 5** **Courses submitted by the state.** Provides that state agencies submitting continuing education courses for review by the commissioner are not required to pay the course approval fee.

Section

- 6 Adoption of code.** Provides for a six-year cycle for adoption of model building code updates. Begins with the 2018 edition of the model code.
- 7 Effective date of rules.** Increases the amount of time from 180 days to 270 days for the effective date of rules to adopt or amend the state building code. Directs the commissioner to publish an electronic version of the entire adopted rule chapter on the department's website within 10 days of receipt from the revisor of statutes.
- 8 Bond required.** Updates elevator bond language to new general language on bond requirements in section 3.
- 9 Operating permits and fee; periodic inspections.** Adds elevators in residential dwellings to items exempt from operating permit fees other than an initial operating permit fee.
- 10 Timeline and exemption for compliance with elevator code changes affecting existing elevators and related devices.** Provides an exemption for elevator code compliance if a local building official approves the exemption for phase I and II operation if the elevator was installed prior to January 27, 2007 in a residential condominium property having five or fewer floors, not including the basement. Retroactive to January 29, 2012.
- 11 Bond.** Updates electrical bond requirements for class A and B installers to new general language in section 3.
- 12 Bond.** Updates contractor bond requirements to new general language in section 3.
- 13 Inspection of transitory project.** Technical correction.
- 14 Employment of master plumber or restricted master plumber.** Provides for designation of a new responsible licensed plumber after the departure or disqualification of a licensee's responsible licensed individual due to death, disability, retirement, position change, or other reason. The licensee must notify the commissioner within 15 business days after the departure or disqualification. The licensee has 60 days to obtain a new responsible licensed individual. Failure to meet requirements results in a voluntary termination of the license.
- 15 Bond; insurance.** Updates bond requirements related to plumbers.
- 16 Permits; fees.** Technical correction to cross reference.
- 17 Bonds.** Updates bond requirements for water conditioning contractors.
- 18 Registration application.** Updates to the new schedule for contractor registrations to December 31 each odd numbered year rather than June 30. Renewals may be submitted beginning in October (rather than April) of the year that the registration expires.
- 19 Required.** Specifies the contractors covered by the right to cancel to include residential building contractors, residential remodelers, or residential roofers. Strikes reference to a siding contractor.
- 20 Grounds for sanctions.** Language update.
- 21 Bonds.** Updates bond requirements for licensed manufactured home installers and licensed residential roofers.
- 22 Bond.** Updates bond requirements for high pressure piping.

Section

- 23** **Exemption.** Provides for boiler inspection exemptions except an initial inspection after a boiler is installed and before it is placed in operation.

Article 2**Safe Patient Handling**

- 1** **Health care facility.** Updates definition of health care facility for the purposes of safe patient handling law to a reference to the North American Industrial Classification system code rather than a Minnesota statutory definition.

Article 3**Office of Combative Sports**

- 1** **Combatant.** Adds martial artist to the definition of combatant.
- 2** **Combative sports contest.** Adds the term martial art contest to the definition of combative sports contest.
- 3** **Mixed martial arts contest.** Amends the definition of mixed martial arts contest to mean a combat sport in which combatants are permitted to use a range of fighting techniques using two or more full contact martial art disciplines.
- 4** **Martial art.** Adds a definition of martial art.
- 5** **Tough person contest.** Specifies that a tough person contest includes kickboxing and other recognized martial art contest.
- 6** **Regulatory authority; mixed martial arts contests; similar sporting events.** Specifies that all professional and amateur mixed martial arts contests—except amateur contests regulated by the Minnesota High School League, martial arts studios, and schools and recognized national martial arts organizations holding contests between students; ultimate fight contests; and similar events are subject to regulation by the commissioner.
- 7** **Jurisdiction of commissioner.** Specifies the jurisdiction of the commissioner over combative sports licensing reapplications and final nonlicensing orders.
- 8** **Licensure; individuals.** Technical clarification.
- 9** **Entity licensure.** Explicitly adds promoting combative sports to licensing requirements.
- 10** **Prelicensure requirements.** Requires that a combative sports licensing application be submitted at least six weeks prior to a scheduled event and that the application provide proof that an entity is authorized to do business in the state. Applicants provide proof that they are at least 18 years old.
- 11** **Annual licensure.** Clarifying language.
- 12** **Expiration and applications.** Clarifying language.
- 13** **Physical examination required; fees.** Provides that fees must be paid by the promoter.

Section

- 14** **Revisor instruction.** Directs the revisor to put definitions in alphabetical order.

Article 4:**Apprenticeships**

- 1** **Division powers and duties.** Requires the Division of Labor Standards and Apprenticeships to: (1) certify approved apprenticeship programs; (2) review and approve apprenticeship agreements, if they are in the best interest of the apprentice and in conformance with chapter 178; (3) terminate apprenticeship agreements if they violate the agreement's terms or chapter 178; (4) keep a record of apprenticeship agreements; (5) keep records of apprenticeship agreements; and (6) perform other duties to carry out chapter 178.
- 2** **Registered apprenticeship agreements.** Requires the Division of Labor Standards and Apprenticeships to approve apprenticeship agreements that meet the standards established in law, if they are in the best interest of the apprentice.

Article 5**Obsolete and redundant statutes.**

- 1** **Safe patient handling program required.** Deletes obsolete date references in statute.
- 2** **Safe patient handling committee.** Deletes obsolete date references.
- 3** **Applicant.** Deletes obsolete language related to repealed statutory provisions.
- 4** **Generally.** Deletes obsolete language related to repealed statutory provisions.
- 5** **Violations.** Deletes obsolete language related to repealed statutory provisions.
- 6** **Late fee.** Specifies that license renewal applications must be received prior to the expiration date of the license.
- 7** **License fees and renewal fees.** Strikes redundant language.
- 8** **Deadline for avoiding license expiration.** Changes reference from renewal deadline to license expiration date.
- 9** **Exit sign illumination.** Strikes language dating to 1993 regarding illumination of exit signs.
- 10** **Window fall prevention device code.** Strikes obsolete rulemaking dates.
- 11** **Application.** Strikes reference to 1995.
- 12** **Effective date.** Strikes 2008 effective date included in statutory language.
- 13** **Appeals.** Updates section references.
- 14** **Interstate compact on industrialized/modular buildings.** Incorporates compact by reference instead of printing it in statute.

Section

- 15** **Revisor instruction.** Directs the revisor to remove rule reference.
- 16** **Repealer.** Repeals section 181.12 relating to railroad employee paychecks and how deductions must be shown; repeals sections of statute and rule relating to obsolete fee employment agencies; and repeals obsolete sections relating to construction codes and licensing, municipal powers, and state procurement.

Article 6:**Conforming Changes**

- 1** **Obsolete cross reference.** Deletes reference to section 181.12, repealed by this bill under commissioner's compliance order authority.
- 2** **Obsolete cross reference.** Deletes reference to section 181.12, repealed by this bill under sections dealing with civil remedies.
- 3** **Repealer.** Repeals prohibition on issuance of an agency license to any person, firm, corporation or association that has had a felony conviction in the previous three years.